

**REMARKS**

This amendment is responsive to the Office Communication of April 14, 2006. Reexamination and reconsideration of the application are respectfully requested.

**The Office Action**

The Reply filed on April 14, 2006 was indicated as being not fully responsive.

**The Claims of the Present Application Distinguish Over the Cited References**

**Claim 1** recites a support member secured to the extensible member and including a plurality of arms, spaced for supporting the brake assembly, extending substantially perpendicular from the extensible member, at least one of the arms supporting the brake assembly with the use of an associated fastener and at least one of the arms supporting the brake assembly without the use of a fastener while the brake assembly is disengaged from an associated vehicle.

Applicant submits that the elected embodiment in FIGURE 1 illustrates at least one of the arms **44** supporting the brake assembly with the use of an associated fastener and at least one of the arms **44** (see FIGURE 2) supporting the brake assembly without the use of a fastener.

Brewer discloses an assembly for holding a vehicle engine. In that regard, the arms of the assembly in Brewer are spaced for supporting an engine—not a brake assembly as recited in **claim 1**. Furthermore, all of the arms disclosed in Brewer appear to support the vehicle engine with the use of fasteners. Brewer fails to disclose a support member including a plurality of arms, spaced for supporting a brake assembly, extending substantially perpendicular from an extensible member. Brewer also fails to

disclose at least one of the arms supporting the brake assembly with the use of an associated fastener and at least one of the arms supporting the brake assembly without the use of a fastener while the brake assembly is disengaged from an associated vehicle, as recited in **claim 1**.

Brackett merely discloses a support for propeller jacks. Brackett fails to disclose a support member including a plurality of arms, spaced for supporting a brake assembly, extending substantially perpendicular from an extensible member. Brackett also fails to disclose at least one of the arms supporting the brake assembly with the use of an associated fastener and at least one of the arms supporting the brake assembly without the use of a fastener while the brake assembly is disengaged from an associated vehicle, as recited in **claim 1**.

As discussed above, neither Brewer nor Brackett discloses, or is concerned with, at least one of the arms supporting the brake assembly with the use of an associated fastener and at least one of the arms supporting the brake assembly without the use of a fastener while the brake assembly is disengaged from an associated vehicle, as recited in **claim 1**. Therefore, **claim 1**, and **claims 2, 3, and 6–10** which depend therefrom, are patentable over the combination of Brewer and Brackett.

**Claim 20** recites a plurality of arms, extending substantially perpendicular from an extensible member, for supporting a brake assembly. At least one of the arms supports the brake assembly with the use of an associated fastener, and at least one of the arms supports the brake assembly without the use of a fastener while the brake assembly is disengaged from an associated vehicle.

As discussed above, neither Brewer nor Brackett discloses, or is concerned with, at least one of the arms supporting the brake assembly with the use of an associated fastener and at least one of the arms supporting the brake assembly without the use of a fastener while the brake assembly is disengaged from an associated vehicle, as recited

in **claim 20**. Therefore, **claim 20**, and **claims 21 and 23-26** which depend therefrom, are patentable over the combination of Brewer and Brackett.

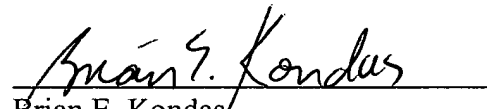
**CONCLUSION**

For the foregoing reasons, it is submitted that the claims of the present application are in condition for allowance. Early notice thereof is respectfully requested.

It is believed that there is no fee associated with the filing and consideration of this amendment. Should the Commissioner decide that any fee or fee deficiency is due, the Commissioner is hereby authorized to charge any and all such other fees incurred as a result of entering this amendment and response to deposit account number 03-0172.

Respectfully submitted,

CALFEE, HALTER & GRISWOLD LLP



Brian E. Kondas  
Reg. No. 40,685  
Customer No. 24024  
(216) 622-8308